

No. PD-0703-16

In the Court of Criminal Appeals of Texas
At Austin

FILED
COURT OF CRIMINAL APPEALS
2/2/2017
ABEL ACOSTA, CLERK

—◆—
No. 14-15-00371-CR

In the Court of Appeals
For the Fourteenth District of Texas
At Houston

—◆—
Stephen Henry Hopper

Appellant

v.

The State of Texas

Appellee

—◆—
**State's Final Motion for Extension of Time
To File State's Reply to Appellant's Brief on the Merits**
—◆—

To the Honorable Court of Criminal Appeals:

The State of Texas asks for an extension of time to allow for the filing of its brief contemporaneous with this motion. The following facts are relevant:

1. This Court granted the appellant's petition for discretionary review and the State's cross-petition for discretionary review on October 19, 2016.

2. Both parties filed their briefs regarding their respective grounds for review in December 2016; the State filed its brief December 6, and the appellant on December 14.
3. The State's reply to the appellant's brief is due on January 13, 2017. This Court granted the State's motion to extend that deadline until January 30, 2017.
4. This is the State's second request for extension regarding this brief.
5. Since this Court granted that extension, the undersigned attorney has also had to work on the following appellate case:
 - a. Juan Balderas
No. 16-7335 in the Supreme Court of the United States
Mandatory response to petition for writ of certiorari filed January 25, 2017.
6. Otherwise the undersigned attorney has worked exclusively on the brief for this case.
7. A family member of the undersigned attorney has recently moved to the Houston area, necessitating that the undersigned attorney spend considerable time assisting this family member, reducing the amount of overtime hours the undersigned attorney could put in on this brief.

WHEREFORE, the State prays that this Court will grant the requested extension.

Respectfully submitted,

/s/ C.A. Morgan

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Certificate of Service

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a copy of this motion to:

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Date: February 1, 2017